(3) CF2004

1

IN THE HIGH COURT OF JUDICATURE AT BILASPUR(CHHATTISGARH)

WRIT PETITION NO. 1819 OF 2003

PETITIONERS : 1. Rameshwar Prasad Patel,son of Parmanand Patel,aged about 55 years.

2. Lalan Prasad Patel, son of Gajranjan Singh,aged about 42 years,

both residents of Village-Saposh Tehsil-Dabhra,District-Janjgir-Champa,(C.G.)

P.R. No. 1624/03 Presented by Shri Sanjay Dubey dated 19.06.03

V E R S U S

RESPONDENTS : 1. State of Chhattisgarh, through Secretary, Department of Water Resources, D.K.S.Building,Mantralay,Raipur, District-Raipur,(C.G.)

: 2. Collector, Janjgir-Champa, District-Janjgir-Champa,(C.G.)

: 3. The Executive Engineer, Water Resources Division, Champa,District-Janjgir-Champa, (C.G.)

: 4. Sub Divisional Officer(Revenue) (Land Acquisition Officer,) Dabhra,District-Janjgir-Champa, (C.G.)

: 5. Sub Divisional Officer, Water Resources Department,Dabhra, Tehsil-Dabhra,District-Janjgir-Champa,(C.G.)

RECEIVED COPY. 19/6/03 CLERK TO A.G. BILASPUR

शपथ आयुक्त एस.के.शुक्ला जिला बिलासपुर (छ.ग.) बिलासपुर तहसील केम्प

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA.

1. particulars of the Petitioners :

As per cause title.

2. particulars of the Respondents:

As per cause title.

...2....

(32)

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

W.P. No. 1819/2003

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	24.02.2004 Shri H.S.Patel, Counsel for the petitioners. Shri Ranbir Singh, G.A. for the respondents. Heard. It is submitted that the land of the petitioners was acquired by the respondents for the purpose of construction of Kusumunda Water Tank and the petitioners have not been paid compensation or award so far. It is further submitted that proceedings (Annexure P/2) to that effect are pending since 1986. Shri Patel relies on a judgment rendered in the case of Madhav Gopalrao Sanap Vs. State of Maharashtra & others reported in A.I.R. 1985 Bombay 239 and submits that the compensation will be in accordance with the relevant provisions i.e. Section 23 and 34 of the Land Acquisition Act (1 of 1894). It is open to the petitioners to place all these points before the Land Acquisition Officer/Authority. Having considered the facts and circumstances of the case and material, it is directed that the matter regarding	

(33)

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

W.P. No. 1819/2003

मामला क्रमांक ..... **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	compensation be decided as early as possible preferably within 6 months from the date of production of the certified copy of this order and report thereof be submitted to the Registrar General of this Court. With the aforesaid direction, the petition stands disposed of. Certified copy as per rules. Sd/- Fakhruddin Judge	

Vatti